



January 27, 2006

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## HOUSE BILL No. 1415

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DIGEST OF HB 1415 (Updated January 25, 2006 1:45 pm - DI 110)

**Citations Affected:** IC 31-9; IC 31-33.

**Synopsis:** Department of child services caseworkers. Provides that a department of child services (department) caseworker is permitted to carry a nonlethal device while working on a department investigation. Defines "nonlethal device". Allows the department to adopt rules: (1) regarding training requirements and other requirements that a caseworker must meet to carry a nonlethal device; and (2) specifying additional nonlethal devices that a department caseworker may carry.

**Effective:** July 1, 2006.

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**Mays, Budak**

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January 12, 2006, read first time and referred to Committee on Family, Children and Human Affairs.  
January 26, 2006, amended, reported — Do Pass.

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HB 1415—LS 6992/DI 107+



January 27, 2006

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

## HOUSE BILL No. 1415

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 31-9-2-84.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2006]: **Sec. 84.5. "Nonlethal device", for purposes of**  
4 **IC 31-33-8-7.5, has the meaning set forth in IC 31-33-8-7.5(a).**

5 SECTION 2. IC 31-33-8-7.5 IS ADDED TO THE INDIANA CODE  
6 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
7 1, 2006]: **Sec. 7.5. (a) As used in this section, "nonlethal device"**  
8 **means:**

9 (1) **mace;**

10 (2) **pepper spray; or**

11 (3) **other device specified by the department under subsection**  
12 **(c).**

13 (b) **A department caseworker may carry a nonlethal device**  
14 **while working on a department investigation.**

15 (c) **The department may adopt rules under IC 4-22-2:**

16 (1) **regarding training requirements and other requirements**  
17 **that a department caseworker must meet to carry a nonlethal**

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- 1 device; and
- 2 (2) specifying other nonlethal devices not listed in subsection
- 3 (a) that a department caseworker may carry.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Family, Children and Human Affairs, to which was referred House Bill 1415, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 10, after "spray;" insert "**or**".

Page 1, delete line 11.

Page 1, line 12, delete "(4)" and insert "**(3)**".

and when so amended that said bill do pass.

(Reference is to HB 1415 as introduced.)

BUDAK, Chair

Committee Vote: yeas 9, nays 0.

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**Y**

